

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Application No.:	10/575,078	Examiner:	Justin V. LEWIS
Filing Date:	January 19, 2007	Art Unit:	3725
First Inventor:	Gerhard SCHWENK	Customer No.:	23364
Attorney No.:	SCHW3003/JJC	Confirm. No.:	8640
For:	VALUE DOCUMENT		

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

INTRODUCTORY COMMENTS

Pursuant to Rule 37 CFR §§ 1.56, 1.97 and 1.98, this Information Disclosure Statement is submitted in the above-identified patent application. A listing of documents to be published on the face of any patent granted from this application is submitted on forms PTO/SB/08A and 08B. Any other documents or information submitted for consideration by the examiner are listed in this paper. A copy of each foreign patent or non-patent literature listed on forms PTO/SB/08A and 08B is submitted herewith.

Additional Information Not Listed on Form PTO/SB/08A and 08B

The references cited herein were cited in an opposition proceeding in a European application which corresponds to the above-noted pending application.

Concise Statement of Relevancy
(Non-English Language Documents Only)

EP 0 628 927 describes, as taken from an attached English language abstract, that packaging can be recognized and found again and carries a sort of marking which is safe

from falsification for the normal end user and cannot be simply identified or imitated with conventional methods. This reference describes that color marks consist of different colors in such a way that each color mark has at least one different spectral range with respect to the other color mark in the reflecting light.

Statement Regarding Translations

English language translations of the non-English language documents are not available to Applicant's attorney apart from English language abstracts appended to the documents or English language counterparts identified in the "Statement of Cumulative Information" paragraph below.

Statement of Cumulative Information

DE 198 04 012 A1 is equivalent to U.S. patents 6,506,476 and 6,344,261.

DE 198 04 021 A1 is equivalent to U.S. patents 6,506,476 and 6,344,261.

DE 198 03 997 A1 is equivalent to U.S. patent 6,383,618.

DE 30 48 734 A1 is equivalent to U.S. patent 4,463,970.

CH 516 196 is equivalent to U.S. patents 3,486,006, 3,482,095, 3,473,027, 3,371,601, 3,340,984, 3,340,983, 3,340,982 and RE27,770.

DE 34 46 861 A1 is equivalent to U.S. patent 4,756,557.

DE 17 74 290 B2 is equivalent to GB 1,234,794.

Statement of Timeliness

This Information Disclosure Statement is submitted prior to the mailing date of the first Office Action (in view of the Request for Continued Examination) on the merits received by Applicant in the above-identified application.

Please charge any additional fees required or credit any overpayments in connection with this paper to Deposit Account No. 02-0200.

The Examiner is requested to acknowledge consideration of the information provided in this paper in accordance with prescribed procedures.

If any issues remain that may be resolved by a telephone or facsimile communication with the Applicant's Attorney, the Examiner is invited to contact the undersigned at the numbers shown below.

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Respectfully submitted,

/Justin J. Cassell/

Date: October 15, 2009

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